



City of Edinburgh District Council Order Confirmation Act 1991

1991 CHAPTER xix

An Act to confirm a Provisional Order under the Private Legislation Procedure (Scotland) Act 1936, relating to City of Edinburgh District Council.
[19th December 1991]

Whereas the Provisional Order set forth in the Schedule hereunto annexed has been made by the Secretary of State under the provisions of the Private Legislation Procedure (Scotland) Act 1936, and it is requisite that the said Order should be confirmed by Parliament:

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

1 Confirmation of Order in Schedule

The Provisional Order contained in the Schedule hereunto annexed is hereby confirmed.

2 Short title

This Act may be cited as the City of Edinburgh District Council Order Confirmation Act 1991.

*Status: This is the original version (as it was originally enacted). This
item of legislation is currently only available in its original format.*

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CITY OF EDINBURGH DISTRICT COUNCIL

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SCHEDULE — Enactments repealed

Provisional Order to repeal and re-enact with amendments certain local statutory provisions in force within the City of Edinburgh District; to confer further powers on the City of Edinburgh District Council; and for other purposes.

Whereas by virtue of section 2 of the Local Government (Scotland) Act 1973 (hereinafter referred to as “the Act of 1973”) the City of Edinburgh District Council (hereinafter referred to as “the Council”) are vested with all the functions of a district council for the area of the City of Edinburgh District as the said area is described in column 3 of Part III of Schedule 1 to the Act of 1973:

And whereas in pursuance of the Act of 1973 certain powers and functions which, before the coming into force of the said Act, were exercisable by and vested in the former corporation of the city and royal burgh of Edinburgh by virtue of the Edinburgh Corporation Order 1958 and the Edinburgh Corporation Orders 1967 to 1973 (hereinafter referred to as “the Order of 1958 and the Orders of 1967 to 1973”) are now exercisable by and vested in the Council:

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And whereas in pursuance of section 225 of the Act of 1973 and Orders made thereunder the provisions of the Order of 1958 and the Orders of 1967 to 1973 would cease to have effect to the extent therein specified at the end of 1991:

And whereas for the good government of the citizens of Edinburgh and of persons resorting thereto it is expedient that certain provisions of the Orders of 1967 to 1973 should be re-enacted with amendments and applied to the City of Edinburgh District:

And whereas it is expedient that the other provisions of this Order should be enacted:

And whereas the purposes aforesaid cannot be effected without an Order confirmed by Parliament under the provisions of the Private Legislation Procedure (Scotland) Act 1936:

Now, therefore, in pursuance of the powers contained in the said Act of 1936 the Secretary of State orders as follows:—

PART I

PRELIMINARY

Short title

1 Short title

This Order may be cited as the City of Edinburgh District Council Order 1991.

Interpretation

2 Interpretation

In this Order the following words and expressions have the meanings hereby respectively assigned to them that is to say:—

“Act of 1963” means the Offices, Shops and Railway Premises Act 1963;

“Act of 1972” means the Town and Country Planning (Scotland) Act 1972;

“Act of 1973” means the Local Government (Scotland) Act 1973;

“Act of 1982” means the Civic Government (Scotland) Act 1982;

“building” has the same meaning as in the Building (Scotland) Act 1959;

“Council” means the City of Edinburgh District Council;

“common stair” means any stair or passage in a building leading to parts thereof separately occupied;

“courts” where by the context it applies to a space contiguous to buildings means a court or recess or area forming a common access to premises separately occupied, including any common passage or entrance there;

“district” means the City of Edinburgh District;

“drainage system” in relation to a building means the system of pipes and drains used for the drainage of the building including all other fittings, appliances and equipment so used but excluding subsoil water drains;

“dwelling-house” and “house” means a house used or constructed or adapted to be used, wholly or principally, for human habitation;